



**Informal Interpretation Report  
Number 8032**



**Date** November 22, 2017

**Edition** 2014

**Section** 310.5

**Question:**

Is it the intent of section 310.5 of the FBC-Building to classify a dwelling unit built under the scope of the Residential Building Code as an R-3 occupancy?

**Answer**

No. See the attached commentary

**Commentary:**

An occupancy constructed as an one-and two-family dwelling under the FBC - Residential and receiving a CO as such is not an R-3 occupancy under the FBC - Building. These are two different occupancy types with different applicable code provisions. There are uses permitted under an R-3 that are not permitted under an FBC-Residential one-and two-family dwelling. This Committee has previously ruled that a change from an FBC-Residential one-and two-family dwelling to an FBC-Building R-3 requires a changes of occupancy and a new CO.

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**Notice:**

The Building Officials Association of Florida, in cooperation with the Florida Building Commission, the Florida Department of Business & Professional Regulation, ICC, and industry and professional experts offer this interpretation of the Florida Building Code in the interest of consistency in their application statewide. This interpretation is informal, non-binding and subject to acceptance and approval by the local building official.